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# State of Utah

## DEPARTMENT OF NATURAL RESOURCES

### Division of Oil, Gas & Mining

MICHAEL R. STYLER  
*Executive Director*

JOHN R. BAZA  
*Division Director*

January 30, 2008

Todd Wilhite  
Walls & Rock, Inc.  
P.O. Box 826  
Pleasant Grove, Utah 84042

Subject: Permit to Commence Small Mining Operations, Wall & Rock, Inc, Freedom from War Mine, S/039/0024, Task ID # 2093, Sanpete County, Utah

Dear Mr. Wilhite:

The Division finds your notice of intention (Notice) complete and approves the reclamation surety for the Freedom from War mine. You are now permitted to conduct small mining operations on 5 acres as outlined in the Notice.

Please keep in mind the following regulatory requirements.

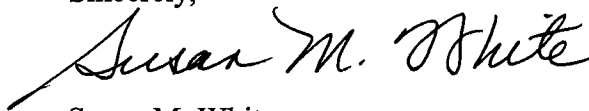
- Mining disturbance is only allowed in the area identified in the Notice and Reclamation Contract.
- Stockpiling topsoil material prior to beginning activities will help ensure successful revegetation. Even the first few inches of undeveloped material are worth saving to aid in later revegetation efforts, and future regulatory surety release.
- If you encounter any archaeological or historical items, you are asked to notify this office and State History of your find.
- Permit fees are due July 30 each year.
- Annual reports are due by December 31<sup>st</sup> of each year.
- The reclamation surety will be reviewed every 3 years.
- The Division request that the disturbed area boundary (including assess/haul roads) be marked with metal T-posts to identify the area permitted for mining.

A variance to the operation and reclamation practices (Rule R647-3-109.14) was requested. The Division cannot approve this variance. Before expanding beyond 5 acres you will need to file for a large mining operation (LMO). Please contact us at your earliest convenience so that we can discuss what is needed to file for a LMO. You may however continue to operate as a small mining operation so long as you do not exceed 5 acres of un-reclaimed disturbance at any one time.

Page 2 of 2  
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S/039/0024  
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The Division's web page at <http://ogm.utah.gov/> under the Mining Program has a link to the rules you are expected to operate under and other information to assist you in complying with program requirements. Thank you for your cooperation. In reply, please refer to file number S/039/0024. If you have questions or concerns regarding this letter, please contact me at (801) 538-5258 or Lynn Kunzler at 538-5310. Best wishes with your mining venture.

Sincerely,

A handwritten signature in black ink that reads "Susan M. White". The signature is fluid and cursive, with a long horizontal line extending from the start of the name.

Susan M. White  
Mine Program Coordinator  
Minerals Regulatory Program

SMW:lk.pb  
Attachment: Approved SMO Notice  
Enclosure: Copy of RC & surety forms  
P:\GROUPS\MINERALS\WP\M039-Sanpete\S0390024-FreedomFromWar\final\apvl-01282008.doc